

REMARKS

Reconsideration of the present application and consideration of the response are respectfully requested. Claims 1 to 17 are currently pending, and no claims have been amended.

The Office Action mailed August 14, 2001 addressed Claims 1 to 17. Claims 1 to 17 were rejected.

Claims 1 to 17 were rejected under the judicially created doctrine of obvious-type double patenting as being unpatentable over claims 1 to 8 of U.S. Patent No. 6,210,293. The Examiner stated that although the conflicting claims are not identical, they are not patentably distinct from each other because the '293 patent and the present application claim golf balls comprising a core, an inner cover layer and an outer cover layer, and the inner cover layer is made from ionomer and acid and the outer cover layer is made from a polyurethane.

Although Applicant respectfully disagrees with the Examiner, in an effort to hasten prosecution, Applicant herein submits a Terminal Disclaimer which disclaims the terminal portion of any patent granting from the instant application, as required under MPEP § 1490. Applicant respectfully submits that this overcomes the rejection.

The Examiner is invited to telephone Applicant's attorney if it is deemed that a telephone conversation will hasten prosecution of the application.

CONCLUSION

Applicant respectfully requests reconsideration and allowance of each of the presently rejected claims, claims 1 to 17. Applicant respectfully requests allowance of claims 1 to 17, the claims currently pending.

Respectfully submitted,

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